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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

DANIEL JOHN LUTTER,	)	Case No. 2:16-cv-01925-JAD-NJK
Plaintiff,	)	
v.	)	<b>DEFENDANT'S UNOPPOSED MOTION FOR</b>
	)	<b>EXTENSION OF TIME (FIRST REQUEST)</b>
NANCY A. BERRYHILL, <sup>1</sup>	)	
Acting Commissioner of Social Security,	)	
Defendant.	)	

IT IS HEREBY STIPULATED, by and between Daniel John Lutter (Plaintiff) and Nancy A. Berryhill, Acting Commissioner of Social Security (Defendant), by and through their respective counsel of record, that Defendant shall have an extension of time of fourteen (14) days to file her response to Plaintiff's opening brief. The current due date is February 2, 2017. The new due date will be February 16, 2017.

This is the first extension of time requested by Defendant in the above-captioned matter. Defendant requests this extension because the attorney responsible for briefing this case has suffered

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<sup>1</sup> Nancy A. Berryhill is now the Acting Commissioner of Social Security. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Nancy A. Berryhill should be substituted for Acting Commissioner Carolyn W. Colvin as the defendant in this suit. No further action needs to be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

1 an unexpected health issue. This request is made in good faith with no intention to unduly delay the  
2 proceedings. Counsel for Defendant conferred with Plaintiff's counsel, Cyrus Safa, who has no  
3 opposition to this motion, on January 30, 2017.

4 It is therefore respectfully requested that Defendant be granted a fourteen (14) day extension of  
5 time to respond to Plaintiff's motion, up to and including February 16, 2017.

6 Dated: January 30, 2017.

7 Respectfully submitted

8 DANIEL G. BOGDEN  
9 United States Attorney  
10 BLAINE T. WELSH  
11 Chief, Civil Division

12 /s/ Jennifer Lee Tarn  
13 JENNIFER LEE TARN  
14 Special Assistant United States Attorney

15 OF COUNSEL:

16 GINA TOMASELLI  
17 Assistant Regional Counsel

18 DEBORAH LEE STACHEL  
19 Regional Chief Counsel, Region IX

20 IT IS SO ORDERED:

21   
22 THE HONORABLE NANCY J. KOPPE  
23 UNITED STATES MAGISTRATE JUDGE

24 DATE: January 31, 2017  
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